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STATE OF NEW HAMPSHIRE
DEPARTMENT OF ENVIRONMENTAL SERVICES

WASTE MANAGEMENT COUNCIL

APPEAL OF DR. RAE BARNHISEL
IN RE: GROUNDWATER MANAGEMENT PERMIT NO. 199103027-T-001

DOCKET NO. 05-20 WMC

DEPARTMENT OF ENVIRONMENTAL SERVICES' EXHIBIT LIST

Pursuant to Env-WMC 205.03(a)(2) the New Hampshire Department of Environmental Services submits the following list of Exhibits expected to be presented at the appeals hearing. The Department of Environmental Services reserves the right to supplement this list.


1. **Copy of Pre 81 Dept file** (6pages): includes 1p inspection memos dated 2/6/78 to 11/28/78; 1p Dept inspection memo dated 2/5/80 to 8/1/80; 1p Dept inspection memo dated 12/4/80; a 2p Dept "Dump Inspection Report" dated 2/3/81 indicating dump "closed out"; and 1p Town of Temple letter dated November 15, 1978 indicating the Town's participation in the ground breaking of the Wilton area re-cycling complex and the 'open-burning dump-site is being kept as clean as possible with a minimum of burning'.
2. **Stratex Report dated May 17, 2001** received by SWMB July 30, 2001, received by HWRB Sept. 3, 2001.
3. **October 29, 2001 Dept. memo HWRB to SWMB:** 4 p detailing deficiencies in Stratex Report and remedies.
4. **July 3, 2002 Dept. letter to the Town requesting information** 2p.
5. **September 6, 2002 Dept. letter from Phil O'Brien to D. R. Barnhisel** 2p + attached letter from EPA dated July 12, 2002.
6. **September 19, 2002 Dept letter to Town.** 2p requesting confirmatory samples, AUR and local recently obtained water samples from private wells in general area around the dump.
7. **September 23, 2002 from Town to Department received September 26, 2002.** Supplying local Water Supply well data.
8. **October 9, 2002 Department letter to D. Rae Barnhisel** 1p addressing radon level of 11,700 pCi/L in her well.

9. **May 6, 2004 Department Letter to Town requesting additional information.**
2p.
10. **May 15, 2004 Town of Temple Letter received May 18, 2004.** 4p., with
attached 11/14/02 ESE Site Evaluation Report.
11. **June 24, 2004 Department letter to the Town in response to the May 15, 2004
Town letter.**
12. **November 18, 2004 Supplemental Site Investigation Report by Eastview
Environmental,** received November 22, 2004. 52p
13. **Town of Temple's Application for Groundwater Management Permit.**
Received on November 29, 2004.
14. **Eastview Environmental November 2005 water monitoring results.**
15. **January 27, 2006 Letter from Town providing Recorded AUR.** 10p
16. **DES General Requirements for Conducting Hydrogeologic Investigations of
Unlined Solid Waste Landfills in New Hampshire.**
17. **All documents contained within and/or attached as exhibits to the Appeal.**
18. **All exhibits listed by other parties to this appeal proceeding.**

Respectfully submitted,
The Department of Environmental Services,

Kelly A. Ayotte,
Attorney General

Date: *March 9, 2006*


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CERTIFICATE OF SERVICE

I, Anthony I. Blenkinsop, hereby certify that copies of the foregoing were forwarded on this day, via first-class mail, postage prepaid, to Dr. Rae Barnhisel and Biron Bedard, Esq.

COPY

Anthony I. Blenkinsop